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Attorney For Plaintiff CRAIG YATES, an individual

UNITED STATES DISTRICT COURT
DISTRICT OF CALIFORNIA

CRAIG YATES, an individual

Plaintiffs,

v.

LEE'S SANDWICHES; GOLDEN MCM
INVESTMENT LLC; and MCM
INVESTMENTS, INC., a California Corp
dba LEE'S SANDWICHES

Defendants.

CASE NO. 3:13- cv-00931 EMC- EDL)

**STIPULATION OF DISMISSAL
AND [PROPOSED] ORDER
THEREON**

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2). Outside of the terms of the Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

Therefore, IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action become and hereby is dismissed with prejudice pursuant to Federal Rules of Civil Procedure 41(a)(2).

This stipulation may be executed in counterparts, all of which together shall constitute one original document.

Dated: December 23, 2014

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

By: /s/ Thomas E. Frankovich
Thomas E. Frankovich
Attorney for Plaintiff CRAIG YATES

Dated: December 23, 2014

MICHAEL WELCH + ASSOCIATES

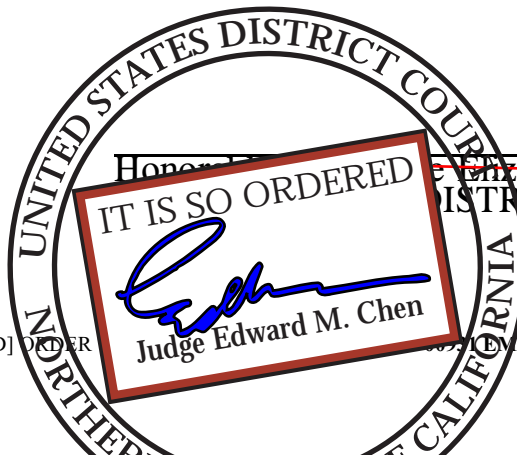
Signature approved

By: /s/ Michael D. Welch
Michael D. Welch
Attorney for Defendants GOLDEN MCM
INVESTMENT LLC; and MCM INVESTMENTS,
INC., a California Corp dba LEE'S SANDWICHES

ORDER

IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to Fed.R.Civ.P.41(a)(2). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties' Settlement Agreement and General Release should such enforcement be necessary

Dated: 1/9/15, 2014



~~Honorable Elizabeth D. Laporte~~
DISTRICT JUDGE

Edward
M. Chen